

**REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF NORTH BRUNSWICK, IN THE COUNTY OF MIDDLESEX, NEW JERSEY, PROVIDING FOR THE REFUNDING OF TOWNSHIP'S OUTSTANDING (I) GENERAL OBLIGATION BONDS, SERIES 2006 CONSISTING OF GENERAL IMPROVEMENT BONDS OF 2006 AND WATER IMPROVEMENT BONDS OF 2006, EACH DATED NOVEMBER 14, 2006 AND (II) GENERAL IMPROVEMENT BONDS OF 2007 DATED AUGUST 20, 2007, APPROPRIATING NOT TO EXCEED \$7,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$7,000,000 REFUNDING BONDS OF THE TOWNSHIP FOR FINANCING THE COST THEREOF**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF NORTH BRUNSWICK, IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

**Section 1.** Pursuant to N.J.S.A. 40A:2-1 *et seq.* and 40A:2-51 *et seq.* of the Local Bond Law of the State of New Jersey (the "State"), the Township of North Brunswick, in the County of Middlesex, New Jersey (the "Township"), is hereby authorized to refund its (i) outstanding General Obligation Bonds, Series 2006 consisting of General Improvement Bonds of 2006 and Water Improvement Bonds of 2006, each dated November 14, 2006 in the aggregate principal amount of \$3,350,000 and originally issued in the aggregate principal amount of \$6,205,000 (the "2006 Bonds") and (ii) General Improvement Bonds of 2007, dated August 20, 2007 in the aggregate principal amount of \$2,775,000 and originally issued in the aggregate principal amount of \$5,500,000 (the "2007 Bonds" and together with the 2006 Bonds, the "Prior Bonds").

**Section 2.** In order to finance the cost of the purpose described in Section 1 hereof and the costs of issuance associated therewith, negotiable refunding bonds of the Township are hereby authorized to be issued, at one time or from time to time in one or more series, in the aggregate principal amount of not to exceed \$7,000,000 pursuant to N.J.S.A. 40A:2-51 *et seq.* of the Local Bond Law of the State.

**Section 3.** An aggregate amount not to exceed \$175,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b), including, without limitation, underwriter's discount, original issue discount, if any, and all legal, accounting, printing and fiduciary expenses, has been included in the aggregate principal amount of refunding bonds authorized herein.

**Section 4.** The purpose of the refunding is to reduce the annual debt service expenses of the Township.

**Section 5.** The Township hereby acknowledges and agrees that, in accordance with N.J.S.A. 40:2-10, a supplemental debt statement will be prepared as of the date of this refunding bond ordinance by the Chief Financial Officer of the Township, giving effect to the proposed authorization of the refunding bonds of the Township authorized hereby in the aggregate amount

not to exceed \$875,000, which amount represents the amount of the refunding debt in excess of the debt to be refunded, and that the supplemental debt statement has been filed in the Office of the Clerk of the Township prior to the passage on first reading of this refunding bond ordinance. The Township hereby directs the Township Clerk to have the supplemental debt statement filed in the Office of the Division of Local Government Services in the Department of Community Affairs prior to final adoption of this refunding bond ordinance.

**Section 6.** No Local Finance Board approval is required as the issuance of the refunding bonds will comply with the requirements of N.J.A.C. 5:30-2.5.

**Section 7.** This refunding bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law of the State.